

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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LANCE GOODIN, *et al.*,

Plaintiffs,

v.

JOHN LAPORT, *et al.*,

Defendants.

Case No. 2:24-cv-02156-RFB-MDC

ORDER

Before the Court for consideration is the Report and Recommendation (“R&R”) of the Honorable Maximiliano D. Couvillier, United States Magistrate Judge, dated November 26, 2024 (ECF No. 5). For the reasons explained below, the Court adopts the R&R in full

A district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is required to “make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); see also Local Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct “any review,” *de novo*¹ or otherwise, of the report and recommendations of a magistrate judge. Thomas v. Arn, 474 U.S. 140, 149 (1985).

On November 19, 2024, Plaintiffs filed *pro se* an Application to Proceed *In Forma Pauperis* and proposed Complaint. ECF No. 1. On November 26, 2024, Judge Couvillier properly screened the Complaint in the R&R pursuant to 28 U.S.C. § 1915(e). ECF No. 5. Judge Couvillier

¹ *De novo* review simply means a review by one court using the lower court’s record but reviewing the evidence and the law without deference to the lower court’s findings and rulings. See Appeal, Black’s Law Dictionary (11th ed. 2019).

1 found the Complaint suffered several fatal defects and recommended dismissal without leave to
2 amend. Id. Later that day, believing he had jurisdiction pursuant to General Order 2023-11, Judge
3 Couvillier vacated the R&R and issued the same as an order. ECF No. 6. On December 5, 2025,
4 Judge Couvillier reinstated his original order, determining that he actually lacked jurisdiction
5 under the General Order. ECF No. 7. On December 9, 2024, in light of these developments, the
6 Court extended the deadline for Plaintiffs to file an objection to the reinstated R&R to December
7 31, 2024. ECF No. 9. The Court finds from the record that no objection or other submission was
8 filed by Plaintiffs.

9 No objections have been filed. The Court has reviewed the record in this case and concurs
10 with the Magistrate Judge's recommendations.

11 Therefore, **IT IS HEREBY ORDERED** that the Report and Recommendation of the
12 Magistrate Judge (ECF No. 5) is **ADOPTED** in full. The Clerk of Court is instructed to enter
13 judgment accordingly and close the case.

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15 **DATED:** April 14, 2025.

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18 **RICHARD F. BOULWARE, II**
19 **UNITED STATES DISTRICT JUDGE**
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